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City Clerk
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SAN JOAQUIN COUNTY
RECORDER'S OFFICE
MICHAEL L. DALL

89 NOV -6 PM 12:57

RECORDED AT REQUEST OF
CITY SHOWN

FEE EXEMPT FROM FEE

RESOLUTION/ORDER NO. 89-162

RESOLUTION/ORDER VACATING A PORTION OF THE PUBLIC UTILITY EASEMENT
LOCATED AT 210 SOUTH SCHOOL STREET, LODI

WHEREAS, the City Council of the City of Lodi, acting in accordance with the provisions of Sections 8320 et seq. of the Streets and Highways Code of the State of California, did on the 20th day of September, 1989, pass and adopt Resolution No. 89-132, therein declaring the intention of said City Council to vacate a portion of the public utility easement located at 210 South School Street, Lodi, California, and more particularly described in said resolution; and

WHEREAS, said matter has been referred to the Planning Commission of the City of Lodi and a favorable recommendation has been made by said Planning Commission to this City Council; and

WHEREAS, notice of adoption of said Resolution of Intention to vacate was regularly given by publication in the "Lodi News Sentinel", a newspaper of general circulation published in the City of Lodi, County of San Joaquin, and by posting on the property, both in the time, form, and manner as required by law, and there are on file in the office of the City Clerk affidavits showing said publication and posting; and

WHEREAS, in accordance with the notice given in said Resolution No. 89-132, a public hearing was held before said City Council in the Council Chamber, Carnegie Forum, 305 West Pine Street, Lodi, California, at 7:30 p.m., on November 1, 1989; and

WHEREAS, at the aforesaid time and place set for public hearing, no person appeared to object to the vacation of said portion of the public utility easement; and

WHEREAS, the City Council of the City of Lodi did then and there determine, at said public hearing, that the portion of the public utility easement more particularly hereinafter described is unnecessary for present or prospective public use;

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to the foregoing findings and under the authority of Sections 8320, et seq., of the Streets and Highways Code of the State of California, that there is hereby abandoned and vacated a portion of that certain public utility easement situated in the City of Lodi, County of San Joaquin, State of California, more particularly described as follows:

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The west 5.00 feet of the east 47.00 feet of the south 40.00 feet of Lot 2 in Block 18 as shown upon Map entitled MOKELUMNE (now City of Lodi), filed for record August 25, 1869 in Volume 2 of Maps and Plats, Page 12, San Joaquin County Records.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

Dated: November 1, 1989

I hereby certify that Resolution/Order No. 89-162 vacating the portion of the public utility easement heretofore described was passed and adopted by the City Council of the City of Lodi in a regular meeting held Wednesday, November 1, 1989 by the following vote:

Ayes: Council Members - Hinchman, Olson, Pinkerton and Snider
(Mayor)

Noes: Council Members - None

Absent: Council Members - Reid


ALICE M. REIMCHE
City Clerk